

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:)	Examiner: Casca, Fred A.
)	
Nelson et al.)	Art Unit: 2617
)	
Application No.: 09/975,287)	Confirmation No. 1098
)	
Filed: October 10, 2001)	
)	
For: WIRELESS MOBILE PHONE)	
WITH ENCODED DATA ENTRY)	
FACILITIES)	
_____)	

U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

ASSERTION OF SMALL ENTITY STATUS

Dear Sir:

Assignee, Varia LLC, is entitled to assert small entity status for the above-referenced patent application pursuant to 37 CFR 1.27 and requests that you amend your records in accordance with this assertion.

Respectfully submitted,
SCHWABE, WILLIAMSON & WYATT, P.C.

Dated: September 15, 2008

/Al AuYeung/

Al AuYeung
Reg. No. 35,432

1420 Fifth Avenue, Suite 3010
Seattle, Washington 98101
Telephone: (206) 622-1711